

Egyptian Regional Human Rights Authority
Meeting Minutes
March 25, 2014

The regular meeting of the Human Rights Authority (HRA) was held at Shawnee Community College Metro Center, 5385 Industrial Park Road, Metropolis, IL. Chairperson Clarence Russell called the meeting to order at 5:08 p.m. and read the confidentiality statement. A quorum was present.

Members Present: Clarence Russell, Jim Livesay, Sue Barfield, Pam O'Connor and Judy Atherton

Members Absent: Mary McMahan, Al Farmer, Sharon Mumford and Paul Jones

Staff Present: Kim Conway

Guests: Rose Grundy, Southern Illinois Case Coordination

Minutes: Sue Barfield made a motion to approve the January 28, 2014 meeting minutes. Judy Atherton seconded and it carried.

Communications: Kim Conway shared the new FOID mental health reporting requirements which expand the reporting for mental health facilities. The board also discussed the Illinois Guardianship Association conference being held in Springfield May 22nd. Kim Conway shared information regarding the Family Matters group and that they are seeking training partners for their Southern network. Kim Conway asked the board for feedback on some agencies who might be interested in partnering with them.

Ratifications:

The following draft reports were approved from majority vote of the members present at the January 28, 2014 meeting and telephone votes from Sharon Mumford, Al Farmer, Clarence Russell and Pam O'Connor. Paul Jones abstained from voting due to a conflict of interest.

13-110-9021 Chester Mental Health - The board had no changes. Pam O'Connor made a motion to ratify the draft report as approved, Jim Livesay seconded and it carried.

13-110-9026 Chester Mental Health - The board had no changes. Pam O'Connor made a motion to ratify the draft report as approved, Jim Livesay seconded and it carried.

13-110-9031 Chester Mental Health - The board had no changes. Pam O'Connor made a motion to ratify the draft report as approved, Jim Livesay seconded and it carried.

13-110-9032 Chester Mental Health - The board had no changes. Pam O'Connor made a motion to ratify the draft report as approved, Jim Livesay seconded and it carried.

The following are closures approved at the January 28, 2014 meeting by majority vote of the members present and telephone votes from Sharon Mumford, Al Farmer, Clarence Russell and Pam O'Connor. Paul Jones abstained from voting due to a conflict of interest.

13-110-9008 Chester Mental Health – Pam O'Connor made a motion to ratify **tabling closure** until the trainings scheduled as a response to the HRA recommendations have occurred. Judy Atherton seconded and it carried.

13-110-9020 Chester Mental Health - No response to the report of findings was received, none was required. Pam O'Connor made a motion to ratify case closure Judy Atherton seconded and it carried.

13-110-9025 Chester Mental Health - No response to the report of findings was received, none was required. Pam O'Connor made a motion to ratify case closure Judy Atherton seconded and it carried.

Enforcement referrals were made for the following cases at the January 28, 2014 meeting due to lack of response from the facility to the HRA report recommendations. Shortly after the meeting, the facility requested an extension of time to respond. The board members were contacted by phone and agreed to postpone enforcement referral.

13-110-9010 Choate Mental Health and Developmental Center – Judy Atherton made a motion to ratify postponing enforcement referral to allow an extension of time to respond that was requested following the January 28, 2014 meeting. Sue Barfield seconded and it carried.

14-110-9008 Choate Mental Health and Developmental Center – Judy Atherton made a motion to ratify postponing enforcement referral to allow an extension of time to respond that was requested following the January 28, 2014 meeting. Sue Barfield seconded and it carried.

New Complaints:

14-110-9014 Community Mental Health Agency - Alleges that the agency is overcharging for counseling services for a husband and wife both receiving services. One is court ordered to attend two sessions per week. The couple does not have earned income and have Medicare and Medicaid but the agency does not accept Medicaid and said the couple has to meet a spend-down of \$500/month before they can bill Medicare. If the couple does not pay at least \$20/month they will have to refuse services. The couple is unaware of other counseling services in their area. A signed release was received. Pam O'Connor made a motion to table case acceptance in order to obtain more information and see if an informal resolution could be obtained. Judy Atherton seconded and it carried.

14-110-9015 State Operated Facility - Alleges that food was inadequate and/or inedible and once a week recipients are allowed to order pizza but if they do, they are not allowed to also eat what is served from the cafeteria. The second allegation is that staff persons do not follow the rules in the handbook and are not adequately performing their job duties. Finally, that peers are allowed to abuse and provoke other peers and staff does nothing, even when they are asked to intervene. A signed release was received. Jim Livesay made a motion to accept the complaint for investigation, Judy Atherton seconded and it carried.

14-110-9016 Community Developmental Disabilities Agency - Alleges that the agency is not providing adequate job assistance (vocational rehabilitation). The client is working for a daycare and her paychecks have been rejected due to insufficient funds. The agency took care of this problem for her with the daycare, but has ignored her requests for a different job. Also, she had a job coach who left the agency in December and the agency has not replaced her with another job coach for this client. The day of the meeting the complainant contacted the HRA and declined to pursue a case at this time due to the agency agreeing to help the client find a new job. The HRA discussed opening the case as a general investigation since there was no release of information received and also discussed tabling the case to ensure that the client is better served. Judy Atherton made a motion to table the case until the May 27, 2014 meeting, Pam O'Connor seconded and it carried.

Other New Business: None.

Unfinished Business: A motion was made by Pam O'Connor to enter closed session at 6:10 p.m. Jim Livesay seconded and it carried. Rose Grundy left the meeting at this time. The following summary of items was discussed in closed session: Case progress was reviewed for cases # 13-110-9035; 13-110-9038; 14-110-9005 and 14-110-9009. The draft report was reviewed for case #13-110-9034. Case closure was considered for cases #13-110-9010; 14-110-9008; 13-110-9029 and 13-110-9030. Sue Barfield made a motion to return to open session at 7:15 p.m. having taken no action in closed session, Pam O'Connor seconded and it carried.

Case Progress Reports:

13-110-9035 - Healthcare and Family Services (HFS) – The report is being prepared but is not yet ready for HRA approval. The board discussed legal interpretation of 405 ILCS 5/2-110 and if it would apply to this case.

13-110-9038 Choate Mental Health and Developmental Center - The HRA received all the records requested. Once reviewed in detail, the case should be ready for a report.

14-110-9005 H Group - The records requested have been received, once reviewed the case will be ready for report.

14-110-9009 Choate Mental Health and Developmental Center - The site visit needs to be scheduled. The case is still under investigation.

Report of Findings:

13-110-9034 - Massac County School District – The board discussed some revisions to the report to include changing one of the allegations from unsubstantiated to substantiated. Judy Atherton made a motion to approve the draft report as revised, Pam O'Connor seconded and it carried.

Case Closures:

13-110-9010 Choate Mental Health and Developmental Center – The board discussed the response to the recommendations and would like more information from the facility and requested that a meeting be scheduled with Choate administration to discuss the case. Pam O'Connor made a motion to table case closure for additional information to be received. Jim Livesay seconded and it carried.

14-110-9008 Choate Mental Health and Developmental Center - The board discussed the response to the recommendations and would like more information from the facility and requested that a meeting be scheduled with Choate administration to discuss the case. Pam O'Connor made a motion to table case closure for additional information to be received. Jim Livesay seconded and it carried.

13-110-9029 Choate Mental Health and Developmental Center – The board discussed the response to the recommendations and would like more information from the facility and requested that a meeting be scheduled with Choate administration to discuss the case. Pam O'Connor made a motion to table case closure for additional information to be received. Jim Livesay seconded and it carried.

13-110-9030 Choate Mental Health and Developmental Center - The board discussed the response to the recommendations and would like more information from the facility and requested that a meeting be scheduled with Choate administration to discuss the case. Pam O'Connor made a motion to table case closure for additional information to be received. Jim Livesay seconded and it carried.

Other Unfinished Business: None.

A motion was made by Judy Atherton to re-enter closed session at 7:25 p.m. to discuss confidential information regarding case progress, draft reports and case closures involving Chester Mental Health Center. Jim Livesay seconded and it carried. The HRA returned to open session at 8:00 p.m. having taken no action in closed session. The following summary of items were discussed in closed session: Case progress was reviewed for Cases #13-110-9036; 13-110-9037; 13-110-9039; 13-110-9040; 13-110-9041; 14-110-9001; 14-110-9002; 14-110-9006; 14-110-9007; 14-110-9011; 14-110-9012 and 14-110-9013. Draft reports were reviewed for Cases #13-110-9028 and 13-110-9033. Case closures were considered for Cases #13-110-9008; 13-110-9021; 13-110-9026; 13-110-9031 and 13-110-9032.

Case Progress Reports:

13-110-9036 - Chester Mental Health - The recipient has been transferred to another facility. The records have all been received and the case is ready for a report.

13-110-9037 - Chester Mental Health - All the records requested have been received. The case is ready for a report.

13-110-9039 - Chester Mental Health - The chart was reviewed and all records requested have been received. The OIG is also investigating. The HRA may need to review the outcome of the outside investigation before concluding the case since the allegation involves staff not preventing abuse from occurring. The case is still under investigation.

13-110-9040 - Chester Mental Health - The recipient has been transferred to another facility. The chart was reviewed and all copies of records requested have been received. The case is ready for a report.

13-110-9041 - Chester Mental Health - The HRA met with the recipient and reviewed his chart. All copies of records requested have been received. The case is ready for a report.

14-110-9001 - Chester Mental Health - The HRA met with the recipient and reviewed his chart. All copies of records requested have been received. The case is ready for a report.

14-110-9002 - Chester Mental Health - The HRA met with the recipient and reviewed his chart. All copies of records requested have been received. The case is ready for a report.

14-110-9006 Chester Mental Health - The chart review was completed. The case is still under investigation.

14-110-9007 Chester Mental Health – The recipient was found fit and discharged. The chart review needs to be completed. The case is still under investigation.

14-110-9011 Chester Mental Health - The HRA met with the recipient and reviewed his chart. All records requested have been received. The case is ready for a report.

14-110-9012 Chester Mental Health - The chart review was completed. The case is still under investigation.

14-110-9013 Chester Mental Health - The chart review was completed. The case is still under investigation.

Reports of Findings:

13-110-9028 - Chester Mental Health – The draft report was reviewed. The board had no changes. Judy Atherton made a motion to approve the draft report as stated, Jim Livesay seconded and it carried.

13-110-9033 - Chester Mental Health – The draft report was reviewed. The board discussed a revision to the report to include a previous comment in the report as a recommendation. Sue Barfield made a motion to approve the draft report as revised, Pam O'Connor seconded and it carried.

Case Closures

13-110-9008 Chester Mental Health - Kim Conway and Clarence Russell shared with the board the information they received from the staff training they attended at Chester as a result of this case. The board discussed tabling case closure until the quarterly treatment plan reviews take place at Chester to ensure updated information is included. Judy Atherton made a motion to table case closure until the HRA reviews the most recent treatment plan, Jim Livesay seconded and it carried.

13-110-9021 Chester Mental Health – No response was received, none was required. Judy Atherton made a motion to close the case and make the report a part of the public record, Sue Barfield seconded and it carried.

13-110-9026 Chester Mental Health – The facility's response was reviewed. The board had no additional concerns. Pam O'Connor made a motion to accept the response, close the case and make the report a part of the public record. Jim Livesay seconded and it carried.

13-110-9031 Chester Mental Health – The facility's response was reviewed. The board had no additional concerns. Judy Atherton made a motion to accept the response, close the case and make the report a part of the public record. Pam O'Connor seconded and it carried.

13-110-9032 Chester Mental Health - The facility's response was reviewed. The board had no additional concerns. Judy Atherton made a motion to accept the response, close the case and make the report a part of the public record. Pam O'Connor seconded and it carried.

Other Unfinished Business:

The next meeting is scheduled for 5:00 p.m. on May 27, 2014 at Pagliais Pizza Meeting Room, Carbondale, IL.

Pam O'Connor made a motion to adjourn at 8:03 p.m. Jim Livesay seconded and it carried.

Respectfully Submitted,
Pam O'Connor, Secretary